CERTIFICATE UNDER 37 C.F.R. §1.10

I hereby certify that the documents enclosed herein are being deposited with the United States stal Service on this 37 day of July, 2006 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EV690683735US addressed to: MAIL STOP PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Michelle Ludwig

In re Application of: Barton et al.

Serial No.: 07/827,906 Filed: January 30, 1992

Title: IMPROVED EXPRESSION OF GENES IN

PLANTS

Group Art Unit: 1638 Examiner: A. Kubelik

Conf. No. 3375

MAIL STOP PETITION Commissioner for Patents P.O.Box 1450 Alexandria, Virginia 22313-1450

TRANSMITTAL LETTER

Transmitted herewith are the following documents in the above-identified application.

- X Transmittal of Petition to Revive Unintentionally Abandoned Application
- X Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37CFR 1.137(b)
- X Terminal Disclaimer to Accompany Petition
- X Statement Under 37 CFR 3.73(b)
- X Preliminary Amendment and Submission
- X Return Postcard
- X If an extension or an additional extension of time is required, but is not enclosed, please consider this a conditional petition therefor and charge Deposit Account 13-4125 accordingly.
- X Please charge Deposit Account 13-4125 in the amount of \$2,420.00 (\$1,500.00 under 37 CFR 1.17(m) for the Petition to Revive under 37 CFR 1.137(b); \$790.00 under 37 CFR 1.17(r) for the submission under 37 CFR 1.129; and \$130.00 under 37 CFR 1.20(d) for the Terminal Disclaimer accompanying the Petition to Revive) which are the fees believed required with this filing.
- X Please charge any deficiencies or credit any overpayment to Deposit Account 13-4125. A duplicate copy of this sheet is attached.

Respectfully submitted,

Timothy K. Ball, Ph.D., Esq.

Reg. No. 42,287 Monsanto Company

800 North Lindbergh Boulevard, Mail Zone E2NA

St. Louis, Missouri 63167 (314) 694-5811 (phone)

(314) 694-5311 (fax)